

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 MICHAEL CURTIS,

5 Plaintiff,

6 v.

7 STATE OF NEVADA, *et al.*,

8 Defendants.

Case No. 2:21-CV-2250-JAD-EJY

ORDER

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10 On August 11, 2023, Defendants filed a Motion to Extend Discovery Deadlines by thirty
11 days. ECF No. 32. On August 14, 2023, Defendants filed a Motion to Extend the Time to Respond
12 to Plaintiff's Motion for Preliminary Injunction. ECF No. 33. On August 15, 2023, the Court issued
13 two Orders requiring defense counsel to contact Plaintiff who is incarcerated about both extension
14 requests. ECF Nos. 34, 35. On August 16, 2023, Defendants filed a Notice stating the Nevada
15 Department of Corrections ("NDOC") could not accommodate a call with Plaintiff until August 25,
16 2023. ECF No. 36.

17 Defendants' request seeking an extension to respond to the Motion for Preliminary Injunction
18 would be effectively moot by the time defense counsel can speak with Plaintiff. On the other hand
19 the Motion to extend the discovery deadline will not be moot as of August 25, 2023.

20 Accordingly, on this occasion only, despite the lack of response from Plaintiff regarding the
21 Motion extending time to respond to the Motion for Preliminary Injunction, the Court grants the
22 extension. With respect to the Motion to extend the discovery deadlines, defense counsel must meet
23 and confer with Plaintiff on August 25, 2023, the date on which NDOC can accommodate a call
24 with Plaintiff. Defense counsel must then, again, provide an update to the Court or, if agreement is
25 reached, file an unopposed motion to extend the discovery deadlines.

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1 Accordingly, and based on the foregoing, IT IS HEREBY ORDERED that Defendants'
2 Motion to Extend the Time to Respond to the Motion for Preliminary Injunction (ECF No. 33) is
3 GRANTED. Defendants' response is due on **August 31, 2023**. Plaintiff's reply is due **September**
4 **11, 2023**.

5 IT IS FURTHER ORDERED that defense counsel must meet and confer with Plaintiff on
6 August 25, 2023 regarding Defendants' request to extend the discovery deadlines and provide the
7 Court an update or, if agreement is reached, file an unopposed motion to extend the discovery
8 deadlines.

9 DATED this 17th day of August, 2023.

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11 ELAYNA J. YOUCHAH
12 UNITED STATES MAGISTRATE JUDGE
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